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8 Attorneys for Defendant
Carl W. Jasper

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

14 SECURITIES AND EXCHANGE
15 COMMISSION,

16 Plaintiff,

17 v.
18 MAXIM INTEGRATED PRODUCTS, INC
and JOHN F. GIFFORD,

19 Defendants.

CASE NO. CV 07-6121 (RMW)
NOTICE OF ADMINISTRATIVE MOTION

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3 Carl W. Jasper hereby informs the court that on December 7, 2007 he filed an
4 administrative motion to determine whether *SEC v. Carl W. Jasper*, Case No. 07-6122 HRL,
5 should be related to *In re Maxim Integrated Products Inc. Derivative Litigation*, Case No. 06-
6 3344 JW, which is currently pending before Judge Ware of this division. A copy of the motion
7 is attached hereto as Exhibit A.

8
9 Dated: December 7, 2007

Respectfully submitted,

10 LATHAM & WATKINS LLP
11 Steven M. Bauer
12 Robert E. Sims
13 David F. Friedman
14 Heather L. Thompson

15 By /s/
16 Heather L. Thompson
17 Attorneys for Defendant
18 Carl W. Jasper

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EXHIBIT A

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8 Attorneys for Defendant
Carl W. Jasper

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10 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION
11

12 IN RE MAXIM INTEGRATED
PRODUCTS, INC. DERIVATIVE
13 LITIGATION

14 CASE NO. C. 06-3344 JW
15

DEFENDANT CARL W. JASPER'S
ADMINISTRATIVE MOTION TO DETERMINE
WHETHER CASES SHOULD BE RELATED TO
CASE NO. 06-3344 JW

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1 Pursuant to Civil Local Rule 7-11, Defendant Carl W. Jasper (“Mr. Jasper”)
 2 hereby moves the Court for consideration of whether the matter *SEC v. Carl W. Jasper*, Case No.
 3 07-CV-6122-HRL (filed December 4, 2007) (“*SEC v. Jasper*”) is related, as defined by Civil
 4 Local Rule 3-12, to this action (*In re Maxim Integrated Products, Inc. Derivative Litigation- “In*
 5 *re Maxim”*).

6 Civil Local Rule 3-12(a) states that cases are related when:

7 (1) The cases concern substantially the same parties, property,
 transaction or event; and

8 (2) It appears likely that there will be an unduly burdensome
 9 duplication of labor or expense or conflicting results if the cases
 are conducted before different Judges.

10 Both factors are met here. Both cases spring from challenges to Maxim Integrated
 11 Products, Inc.’s stock option practices, in other words, both cases “concern substantially the
 12 same [...] transaction or event.” Civil L.R. 3-12(a)(1). Further, the *SEC v. Jasper* and *In re*
 13 *Maxim* cases should be assigned to the same judge to promote judicial economy. If the cases
 14 proceeded in front of separate judges, each judge would be required to educate himself or herself
 15 as to the same set of transactions as well as similar legal arguments being made by both plaintiffs
 16 and defendants. Furthermore, Mr. Jasper, as a defendant in both actions, will be required to
 17 defend the same or substantially similar actions before two different judges. In short, allowing
 18 these cases to proceed separately “will be an unduly burdensome duplication of labor and
 19 expense” that may lead to conflicting results. Civil L. R. 3-12(a)(2).

20 Counsel for Mr. Jasper has notified all parties in this case as well as in *Sec v.*
 21 *Jasper* of Mr. Jasper’s intent to file this administrative motion. Pursuant to Civil Local Rule 3-
 22 12(f), Mr. Jasper respectfully requests that this Court grant its Motion and order the *SEC v.*
 23 *Jasper* and *In Re Maxim* cases related.

1 Dated: December 7, 2007

Respectfully submitted,

2 LATHAM & WATKINS LLP

3 Steven M. Bauer

4 Robert E. Sims

5 David M. Friedman

6 Heather L. Thompson

7 By _____/s/

8 Heather L. Thompson

9 Attorneys for Defendant

10 Carl W. Jasper

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